

EXHIBIT A

**REQUEST FOR INTERNATIONAL JUDICIAL ASSISTANCE
FROM THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA**

ANDREA CONSTAND,

Plaintiff,

v.

WILLIAM H. COSBY, JR.,

Defendant.

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No. 05-cv-1099

**REQUEST FOR INTERNATIONAL JUDICIAL ASSISTANCE
(INTERNATIONAL LETTER OF REQUEST)**

The United States District Court for the Eastern District of Pennsylvania presents its compliments to the appropriate judicial authority of Canada and requests international judicial assistance to obtain testimony to be used in a civil proceeding before this Court in the above captioned matter.

This Court requests the assistance described herein as necessary in the interests of justice. The assistance requested is that the appropriate courts in Ontario, Canada compel the following individual to give testimony during a deposition: Gianna Constand, 481 Rougemont Drive, Pickering, Ontario.

PARTIES

The parties and their representatives in this matter are:

Plaintiff, Andrea Constand
represented by:

Defendant William H. Cosby,
represented by:

Bebe H. Kivitz, Esq.
Dolores M. Troiani, Esq.
TROIANI/KIVITZ LLP
38 Waterloo Road
Devon, PA 19333

Patrick J. O'Connor, Esq.
George M. Gowen III, Esq.
COZEN O'CONNOR
1900 Market Street
Philadelphia, PA 19103

Andrew D. Schau, Esq.
PATTERSON BELKNAP
WEBB & TYLER LLP
1133 Avenue of the Americas
New York, NY 10036

FACTS AND CONCLUSIONS

Plaintiff, Andrea Constand, brought this civil action against defendant, William H. Cosby, Jr., asserting claims of battery, sexual assault, intentional and negligent infliction of emotional distress, defamation/defamation per se and false light/invasion of privacy. Plaintiff, allegedly a Canadian citizen, alleges that she met defendant while she was employed at Temple University in Philadelphia, Pennsylvania.

The crux of plaintiff's complaint is that, while alone with defendant at defendant's Pennsylvania home in January 2004, defendant deceived plaintiff into ingesting a drug which caused her to become semi-conscious. According to plaintiff, defendant thereafter sexually assaulted her. Defendant denies plaintiff's allegations. In March 2004, plaintiff moved from Philadelphia to Ontario, Canada.

In January 2005, plaintiff reported defendant's alleged actions to the Durham, Ontario police. Plaintiff alleges that, after she spoke to police, she and her mother had telephone conversations with defendant. She further contends that after she reported defendant's alleged actions to the Durham, Ontario police, defendant and/or his authorized representatives knowingly made false statements to the media about plaintiff. The Durham Ontario police subsequently referred plaintiff's case to police in Pennsylvania. The District Attorney of Montgomery County, Pennsylvania decided not to file criminal proceedings against defendant.

In March 2005, plaintiff filed this civil action. Plaintiff alleges that defendant's conduct has caused her, among other things, "mental anguish," "post-traumatic stress disorder," "the loss of enjoyment of life's pleasures," "a set back in her education," and a "loss of earnings and earning capacity." Plaintiff seeks an award of compensatory damages plus reasonable attorneys' fees, interest, costs, punitive damages and other unspecified relief.

The parties are currently conducting discovery. To test plaintiff's allegations and prepare his defense, defendant seeks testimony and documents from several individuals and entities located in Ontario, Canada. Unable to procure these documents and testimony through domestic channels or agreement, defendant has applied to this Court for assistance. Defendant sought an international letter of request to the appropriate court in Ontario, Canada in order to obtain the testimony he seeks. This court granted defendant's request and issued this letter.

Gianna Constand is plaintiff's mother. In discovery, plaintiff identified Gianna Constand as a person whose testimony she may use to support her claims. Gianna Constand lived with plaintiff after the alleged attack. During this period of time, she had telephone conversations with the defendant. These telephone conversations are relevant to this case. Moreover, Gianna Constand is also likely to have information about several other aspects of this case, including plaintiff's relationship with defendant, the alleged attack, its effect on plaintiff, plaintiff's decision to reveal it, and the events that occurred thereafter.

This Court is of competent jurisdiction and authorizes defendant to take Gianna Constand's deposition for purposes of this case. The information sought is relevant and necessary as a matter of pre-trial discovery. The evidence is not otherwise obtainable. In this Court's view, the relief sought is not unduly burdensome.

PRAYER FOR RELIEF

This Court hereby prays that the appropriate court in Ontario compel Gianna Constand to participate in a deposition in Ontario. The topics the parties will cover during the deposition are: plaintiff's injuries, plaintiff's relationship with defendant, the alleged attack, plaintiff's decision to reveal the alleged attack, the events that occurred thereafter, and any other information Gianna Constand possesses that may support plaintiff's claims against defendant. Gianna Constand is

outside the subpoena power of this or any United States court and the testimony sought is not otherwise obtainable by the defendant.

AUTHORITY

This Court has the inherent authority to issue an international letter of request. This inherent authority is recognized in the United States Federal Rule of Civil Procedure 28(b), and Title 28, Section 1781 of the United States Code.

REIMBURSEMENT OF COSTS

This Court respectfully submits that any fees and costs endured by the appropriate court in Ontario in executing this Court's request for international judicial assistance are reimbursable. Requests for reimbursement should be sent to:

William H. Cosby c/o Patrick J. O'Connor
Cozen O'Connor
1900 Market Street
Philadelphia, PA 19103
212.665.2000

SIGNATURE AND SEAL

Dated: _____

Eduardo C. Robreno, J.
United States District Court
for the Eastern District of Pennsylvania
601 Market St
Philadelphia, PA 19106